1946

File No. Prim. Educ. Bom. II/46.

Legal Department

B

BRANCH

Subject:-

Rules and Notifications under the Bombay Primary Education Act, 1923

Public

File No. Prim. Educ. Bom. II/46

Gen. 194 e.

46 B

Office of the R.L.A.

As pointed out in para 5 of R.L.A's opinion No. 5645 dated the 22nd October 193 , Schedule D does not form part of the Bombay Primary Education Rules, 1924. Consequently, it is neither necessary nor correct to issue a notification under section 27 of the Bombay Primary Education Act, 1923, for amending it. A/G.R. will suffice for the purpose (cf. G.R., E.D., No s-50 dated 5th June 1942).

2. The proposed amendment would be carried out by substituting in rule 13 of Schedule D the words " for building and carrying out special repairs to offices, boarding houses and gymnasia" for the words " of building offices, boarding houses, gymnasia."

Sd/-
15/4

O.C.

Remembrancer of Legal Affairs.

M.

L.R. to R.L., No. 2840,, dated the 16th April 1946.

Mjr1207

4 Cs.

Office of the R.L.A.

A revised draft notification is sent herewith.

Rule 41A of the Bombay Primary Education Rules, 1924, has reference to rule 41. Rule 41(1) gives powers to the Administrative Officer to reduce, suspend etc. (clause (1)(b)(i)) or to remove or dismiss etc. (clause (1)(b)(ii)) any teacher or inferior servant under the school board. So there is no question of providing for appeal against discharge, when there is no order of discharge under rule 14.

Sd/- A.R.Khan

O.C.

for Remembrancer of Legal Affairs.

U.R. to E.D., No. 5637, dated the 14th August 1946.

Mjr/12/7

4 Cs.

Office of the R.L.A.

A revised draft notification is sent herewith.

In virtue of the provisions of sub-section (3) of section 175 of the Government of India Act, 1935, it will be necessary to execute the bond in favour of the Governor of Bombay. Sub-rule (3) (a) of rule 4 in the revised draft provides accordingly.

G.D. is requested to see whether the revised draft is suitable and carries out its intentions.

Sd/- [illegible].N.Moos
26/ 1/46

o.c.

Remembrancer of Legal Affairs.

U.R. to E.D..No. 8487 dated 27th November 1946.

Mjr/12/7

4 Cs.